



February 20, 2009

HOUSE BILL No. 1449

DIGEST OF HB 1449 (Updated February 18, 2009 12:49 pm - DI 96)

Citations Affected: IC 9-14; IC 9-18; IC 10-17; IC 14-19; noncode.

Synopsis: Various motor vehicle matters. Authorizes the bureau of motor vehicles to design and issue an Imagine food banks trust license plate and establishes the Imagine food banks trust fund. Specifies that \$25 from the proceeds from the sale of an Imagine food banks trust license plate be distributed to the Feeding America-Imagine food banks trust license plate committee, which is composed of representatives of each food bank that is a part of the network of Feeding America food banks located in Indiana. Requires the bureau of motor vehicles to authorize the display of a restored or refurbished authentic license plate from the model year of an antique motor vehicle on an antique motor vehicle. Deletes outdated language. Establishes the friends of animals trust license plate and the friends of animals trust fund. Specifies that \$25 from the proceeds from the sale of each of the friends of animals trust license plates be distributed to the Indiana Animal Health Foundation for use in certain animal programs. Requires the bureau of motor vehicles to design and issue a Gibault Children's Services Foundation license plate, to be available after January 1, 2010. Renames the disabled veteran license plate the disabled Hoosier veteran license plate. Establishes the POW/MIA license plate, and specifies that a certain fee collected upon issuance of the license plate be deposited in the veterans' affairs trust fund. Provides that a person who receives a disabled Hoosier veteran license plate due to a walking impairment must have a service connected disability of at least 10%. Provides for only one design for disabled Hoosier veteran license plates. Repeals the provision requiring two distinct designs for disabled veteran license plates. Makes conforming changes.

Effective: Upon passage; July 1, 2009.

Bardon, Duncan, Barnes, Burton

January 13, 2009, read first time and referred to Committee on Roads and Transportation.
February 19, 2009, amended, reported — Do Pass.

HB 1449—LS 7232/DI 96+



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February 20, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

HOUSE BILL No. 1449

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-14-5-7 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2009]: Sec. 7. A placard issued under this
3 chapter must be displayed on the dashboard of a motor vehicle that is
4 parked in a parking space reserved for persons with physical
5 disabilities under this chapter unless the motor vehicle bears a license
6 plate for a person with a disability issued under IC 9-18-22, a disabled
7 **Hoosier veteran's veteran** license plate issued under IC 9-18-18, or an
8 equivalent parking permit issued under the laws of another state. If a
9 placard is lost, stolen, damaged, or destroyed, the bureau shall provide
10 a duplicate placard upon the application of the person who was issued
11 the placard.

12 SECTION 2. IC 9-18-12-2.5, AS ADDED BY P.L.79-2006,
13 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2009]: Sec. 2.5. (a) ~~After December 31, 2007~~; A person who
15 registers an antique motor vehicle under this chapter may:

- 16 (1) furnish; and
17 (2) display on the antique motor vehicle;

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an Indiana license plate from the model year of the antique motor vehicle.

(b) A license plate furnished and displayed under this section must be an authentic license plate from the model year of the antique motor vehicle.

(c) Before a license plate is mounted on an antique motor vehicle under this section, the license plate must be inspected by the bureau to determine whether the license plate:

- (1) complies with this section;
- (2) is in suitable condition to be displayed; and
- (3) bears a unique plate number at the time of the registration of the antique motor vehicle.

The bureau **shall authorize the display of a restored or refurbished authentic license plate, but** may prohibit the display of an authentic license plate under this section if the authentic license plate is not in conformance with this subsection.

(d) If an Indiana license plate from the model year of the antique motor vehicle is displayed on a motor vehicle registered as an antique motor vehicle under this chapter, the current certificate of registration of the antique motor vehicle shall be:

- (1) kept at all times in the vehicle; and
- (2) made available for inspection upon the demand of a law enforcement officer.

Notwithstanding IC 9-18-2-21, this subsection is not satisfied by keeping a reproduction of the certificate of registration in the vehicle or making a reproduction of the certificate of registration available for inspection.

(e) The fee to register and display an authentic license plate from the model year of an antique motor vehicle is as provided in IC 9-29-5-32.5.

SECTION 3. IC 9-18-15-1, AS AMENDED BY P.L.30-2008, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. (a) A person who is the registered owner or lessee of a:

- (1) passenger motor vehicle;
- (2) motorcycle;
- (3) recreational vehicle; or
- (4) vehicle registered as a truck with a declared gross weight of not more than:
 - (A) eleven thousand (11,000) pounds;
 - (B) nine thousand (9,000) pounds; or
 - (C) seven thousand (7,000) pounds;

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registered with the bureau or who makes an application for an original registration or renewal registration of a vehicle may apply to the bureau for a personalized license plate to be affixed to the vehicle for which registration is sought instead of the regular license plate.

(b) A person who:

(1) is the registered owner or lessee of a vehicle described in subsection (a); and

(2) is eligible to receive a license plate for the vehicle under:

(A) IC 9-18-17 (prisoner of war license plates);

(B) IC 9-18-18 (disabled **Hoosier** veteran license plates);

(C) IC 9-18-19 (Purple Heart license plates);

(D) IC 9-18-20 (Indiana National Guard license plates);

(E) IC 9-18-21 (Indiana Guard Reserve license plates);

(F) IC 9-18-22 (license plates for persons with disabilities);

(G) IC 9-18-23 (amateur radio operator license plates);

(H) IC 9-18-24 (civic event license plates);

(I) IC 9-18-24.5 (In God We Trust license plates);

(J) IC 9-18-25 (special group recognition license plates);

(K) IC 9-18-29 (environmental license plates);

(L) IC 9-18-30 (kids first trust license plates);

(M) IC 9-18-31 (education license plates);

(N) IC 9-18-32.2 (drug free Indiana trust license plates);

(O) IC 9-18-33 (Indiana FFA trust license plates);

(P) IC 9-18-34 (Indiana firefighter license plates);

(Q) IC 9-18-35 (Indiana food bank trust license plates);

(R) IC 9-18-35.5 (Imagine food banks trust license plates);

~~(R)~~ (S) IC 9-18-36 (Indiana girl scouts trust license plates);

~~(S)~~ (T) IC 9-18-37 (Indiana boy scouts trust license plates);

~~(T)~~ (U) IC 9-18-38 (Indiana retired armed forces member license plates);

~~(U)~~ (V) IC 9-18-39 (Indiana antique car museum trust license plates);

~~(V)~~ (W) IC 9-18-40 (D.A.R.E. Indiana trust license plates);

~~(W)~~ (X) IC 9-18-41 (Indiana arts trust license plates);

~~(X)~~ (Y) IC 9-18-42 (Indiana health trust license plates);

~~(Y)~~ (Z) IC 9-18-43 (Indiana mental health trust license plates);

~~(Z)~~ (AA) IC 9-18-44 (Indiana Native American trust license plates);

~~(AA)~~ (BB) IC 9-18-45.8 (Pearl Harbor survivor license plates);

~~(BB)~~ (CC) IC 9-18-46.2 (Indiana state educational institution trust license plates);

~~(CC)~~ (DD) IC 9-18-47 (Lewis and Clark bicentennial license

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plates);

~~(DD)~~ **(EE)** IC 9-18-48 (Riley Children's Foundation license plates);

~~(EE)~~ **(FF)** IC 9-18-49 (National Football League franchised professional football team license plates);

~~(FF)~~ **(GG)** IC 9-18-50 (Hoosier veteran license plates);

~~(GG)~~ **(HH)** IC 9-18-51 (support our troops license plates); ~~or~~

~~(HH)~~ **(II)** IC 9-18-52 (Abraham Lincoln bicentennial license plates);

(JJ) IC 9-18-53 (friends of animals trust license plates);

(KK) IC 9-18-54 (Gibault Children's Services Foundation license plates); or

(LL) IC 9-18-55 (POW/MIA license plates);

may apply to the bureau for a personalized license plate to be affixed to the vehicle for which registration is sought instead of the regular special recognition license plate.

SECTION 4. IC 9-18-18-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. (a) A person may apply for, receive, and display a disabled **Hoosier** veteran license plate on the person's vehicle for private and personal use if the person, as the result of having served in the armed forces of the United States, has:

(1) lost sight in both eyes or suffered permanent impairment of vision in both eyes to the extent of being eligible for service-connected compensation for the loss;

(2) suffered the loss of one (1) or both feet or the permanent loss of use of one (1) or both feet;

(3) suffered the loss of one (1) or both hands or the permanent loss of use of one (1) or both hands; or

(4) ~~a physical condition that precludes the person from walking without pain or difficulty.~~ **disability rating of ten percent (10%) or more due to a disability that impairs the person's ability to walk.**

(b) An application for a disabled **Hoosier** veteran license plate must be accompanied by a certificate from the:

(1) United States Department of Veterans Affairs; or

(2) appropriate branch of the armed forces of the United States; confirming the eligibility of the person submitting the application for the disabled **Hoosier** veteran license plate. **If the person is eligible under subsection (a)(4) and has a disability rating of at least ten percent (10%) but not more than forty percent (40%), the certificate submitted under this subsection must specifically indicate that the person's eligibility is due to a walking impairment.**

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SECTION 5. IC 9-18-18-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2. (a) A person qualifying under section 1 of this chapter may not be charged the following:

(1) A fee for parking in a metered space.

(2) A penalty for parking in a metered space for longer than the time permitted.

(b) This section does not authorize parking of a motor vehicle in places where parking is not allowed at any time when the prohibition is posted and authorized by ordinances in cities and towns or by order of the Indiana department of transportation.

(c) A person other than the owner of the motor vehicle displaying a disabled **Hoosier** veteran license plate authorized by this chapter is not entitled to the parking privileges authorized by this section.

SECTION 6. IC 9-18-18-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. The bureau:

(1) may design and issue disabled **Hoosier** veteran license plates to implement this chapter; and

(2) shall administer this chapter relating to proper certification for a person applying for a disabled **Hoosier** veteran license plate.

SECTION 7. IC 9-18-18-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. Not more than two (2) disabled **Hoosier** veteran license plates may be issued to each eligible person.

SECTION 8. IC 9-18-18-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 5. The disabled **Hoosier** veteran license plates authorized under this chapter shall be issued by the bureau for any classification of vehicle required to be registered under Indiana law, but the license plate may not be used for commercial vehicles.

SECTION 9. IC 9-18-18-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 7. A ~~Class 1~~ disabled **Hoosier** veteran license plate must be ~~blue and~~ gold in color with blue lettering and contain the following:

(1) Identification numerals.

(2) The words "Disabled ~~Am Vet~~: **Hoosier Veteran**".

SECTION 10. IC 9-18-25-1, AS AMENDED BY P.L.30-2008, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. This chapter does not apply to the following:

(1) Antique motor vehicle license plates (IC 9-18-12).

(2) Recovery vehicle license plates (IC 9-18-13).

(3) Personalized license plates (IC 9-18-15).

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- (4) Prisoner of war license plates (IC 9-18-17).
- (5) Disabled **Hoosier** veteran license plates (IC 9-18-18).
- (6) Purple Heart license plates (IC 9-18-19).
- (7) Indiana National Guard license plates (IC 9-18-20).
- (8) Person with a disability license plates (IC 9-18-22).
- (9) Amateur radio operator license plates (IC 9-18-23).
- (10) In God We Trust license plates (IC 9-18-24.5).
- (11) Pearl Harbor survivor license plates (IC 9-18-45.8).
- (12) Hoosier veteran license plates (IC 9-18-50).
- (13) Support our troops license plates (IC 9-18-51).
- (14) Abraham Lincoln bicentennial license plates (IC 9-18-52).

SECTION 11. IC 9-18-35.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]:

Chapter 35.5. Imagine Food Banks Trust License Plates

Sec. 1. This chapter applies after December 31, 2009.

Sec. 2. As used in this chapter, "food bank" means an organization that:

- (1) is a charitable organization under Section 501(c) of the Internal Revenue Code;
- (2) is registered to do business in Indiana;
- (3) is located within Indiana;
- (4) is a member of a national network of food banks;
- (5) collects and temporarily stores donated food; and
- (6) distributes donated food only to organizations that:
 - (A) are charitable organizations under Section 501(c) of the Internal Revenue Code; and
 - (B) distribute donated food to people in Indiana.

Sec. 3. (a) The bureau shall design and issue an Imagine food banks trust license plate.

(b) The Imagine food banks trust license plate must be designed and issued as a special group recognition license plate under IC 9-18-25.

(c) The bureau may enter into and complete an agreement for the production and sale of license plates with the authorized agent for the term "Imagine".

Sec. 4. After December 31, 2009, a person who is eligible to register a vehicle under this title is eligible to receive an Imagine food banks trust license plate under this chapter upon doing the following:

- (1) Completing an application for an Imagine food banks trust license plate.

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(2) Paying the appropriate fee under section 5 of this chapter.
 Sec. 5. (a) The fee for an Imagine food banks trust license plate is as follows:

(1) The appropriate fee under IC 9-29-5-38.

(2) An annual fee of twenty-five dollars (\$25).

(b) The annual fee referred to in subsection (a)(2) shall be collected by the bureau.

(c) The annual fee described in subsection (a)(2) shall be deposited in the Imagine food banks trust fund established by section 6 of this chapter.

Sec. 6. (a) The Imagine food banks trust fund is established.

(b) The treasurer of state shall invest the money in the Imagine food banks trust fund not currently needed to meet the obligations of the Imagine food banks trust fund in the same manner as other public trust funds are invested. Interest that accrues from these investments shall be deposited in the Imagine food banks trust fund. Money in the Imagine food banks trust fund is continuously appropriated for the purposes of this section.

(c) The bureau shall administer the Imagine food banks trust fund. Expenses of administering the Imagine food banks trust fund shall be paid from money in the Imagine food banks trust fund.

(d) On June 30 of each year, the bureau shall distribute money in the Imagine food banks trust fund attributable to the fee under section 5(a)(2) of this chapter to the Feeding America-Imagine food banks trust license plate committee that is composed of representatives of each food bank that is a part of the network of Feeding America food banks located in Indiana.

(e) Money in the Imagine food banks trust fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 12. IC 9-18-53 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]:

Chapter 53. Friends of Animals Trust License Plates

Sec. 1. This chapter applies after December 31, 2009.

Sec. 2. The bureau shall design and issue a friends of animals trust license plate. The friends of animals trust license plate shall be designed and issued as a special group recognition license plate under IC 9-18-25.

Sec. 3. After December 31, 2009, a person who is eligible to register a vehicle under this title is eligible to receive a friends of animals trust license plate under this chapter upon doing the following:

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(1) Completing an application for a friends of animals trust license plate.

(2) Paying the fees under section 4 of this chapter.

Sec. 4. (a) The fees for a friends of animals trust license plate are as follows:

(1) The appropriate fee under IC 9-29-5-38(a).

(2) An annual fee of twenty-five dollars (\$25).

(b) The annual fee described in subsection (a)(2) shall be collected by the bureau.

(c) The annual fee described in subsection (a)(2) shall be deposited in the friends of animals trust fund established by section 5 of this chapter.

Sec. 5. (a) The friends of animals trust fund is established.

(b) The treasurer of state shall invest the money in the friends of animals trust fund not currently needed to meet the obligations of the friends of animals trust fund in the same manner as other public trust funds are invested. Interest that accrues from these investments shall be deposited in the friends of animals trust fund.

(c) The bureau shall administer the friends of animals trust fund. Expenses of administering the friends of animals trust fund shall be paid from money in the friends of animals trust fund.

(d) On June 30 of each year, the bureau shall distribute money in the fund attributable to the recipients of a friends of animals trust license plate to the Indiana Animal Health Foundation.

(e) Upon receipt of the funds from the friends of animals trust fund, the Indiana Animal Health Foundation shall use the funds to support only the following purposes:

(1) Animal control programs.

(2) Humane societies.

(3) Pet overpopulation reduction through a variety of approaches, including:

(A) subsidizing surgeries through veterinarians and clinics;

(B) providing education programs for pet owners and potential pet owners; and

(C) helping animal control entities and humane societies deal with pet overpopulation issues.

(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 13. IC 9-18-54 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 54. Gibault Children's Services Foundation License

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Plates

Sec. 1. The bureau shall design and issue a Gibault Children's Services Foundation license plate. The Gibault Children's Services Foundation license plate shall be designed and issued as a special group recognition license plate under IC 9-18-25.

Sec. 2. After January 1, 2010, a person who is eligible to register a vehicle under this title is eligible to receive a Gibault Children's Services Foundation license plate under this chapter upon doing the following:

(1) Completing an application for a Gibault Children's Services Foundation license plate.

(2) Paying the fees under section 3 of this chapter.

Sec. 3. (a) The fees for a Gibault Children's Services Foundation license plate are as follows:

(1) The appropriate fee under IC 9-29-5-38(a).

(2) An annual fee of twenty-five dollars (\$25).

(b) The annual fee described in subsection (a)(2) shall be collected by the bureau.

(c) The annual fee described in subsection (a)(2) shall be deposited in the Gibault Children's Services Foundation trust fund established by section 4 of this chapter.

Sec. 4. (a) The Gibault Children's Services Foundation trust fund (referred to as the "fund" in this section) is established.

(b) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public trust funds are invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund is continuously appropriated for the purposes of this section.

(c) The commissioner shall administer the fund. Expenses of administering the fund shall be paid from money in the fund.

(d) On June 30 of each year, the commissioner shall distribute the money from the fund to the Gibault Children's Services Foundation.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 14. IC 9-18-55 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]:

Chapter 55. POW/MIA License Plates

Sec. 1. This chapter applies after December 31, 2009.

Sec. 2. The bureau shall design and issue a POW/MIA license

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plate. The POW/MIA license plate shall be designed and issued as a special group recognition license plate under IC 9-18-25.

Sec. 3. After December 31, 2009, a person who is eligible to register a vehicle under this title is eligible to receive a POW/MIA license plate under this chapter upon doing the following:

- (1) Completing an application for a POW/MIA license plate.
- (2) Paying the fees under section 4 of this chapter.

Sec. 4. (a) The fees for a POW/MIA license plate are as follows:

- (1) The appropriate fee under IC 9-29-5-38(a).
- (2) An annual fee of twenty-five dollars (\$25).

(b) The annual fee described in subsection (a)(2) shall be collected by the bureau.

(c) The annual fee described in subsection (a)(2) shall be deposited in the veteran's affairs trust fund established by IC 10-17-13-3(a).

SECTION 15. IC 10-17-13-3, AS ADDED BY P.L.144-2007, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. (a) The veterans' affairs trust fund is established to provide assistance to veterans and their families.

(b) The fund consists of the following:

- (1) Appropriations by the general assembly.
- (2) Donations, gifts, grants, and bequests to the fund.
- (3) Interest and dividends on assets of the funds.
- (4) Money transferred to the fund from other funds.
- (5) Money from any other source, **including fees collected from the POW/MIA license plate under IC 9-18-55-4(a)(2),** deposited in the fund.

SECTION 16. IC 14-19-3-4, AS AMENDED BY P.L.1-2006, SECTION 211, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. (a) Upon application to the department, a resident of Indiana:

- (1) who:
 - (A) if born in 1933, 1934, 1935, 1936, or 1937, is at least sixty (60) years of age; or
 - (B) if born before 1933 or after 1937, is at least sixty-five (65) years of age;
- (2) who is eligible for Social Security disability payments under 42 U.S.C. 423;
- (3) who is eligible for a disabled **Hoosier** veteran license plate under IC 9-18-18-1; or
- (4) who is issued a prisoner of war license plate under IC 9-18-17-1;

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1 may purchase or is eligible to receive an annual Golden Hoosier
2 Passport.

3 (b) A Golden Hoosier Passport entitles:

4 (1) the resident;

5 (2) the resident's motor vehicle; and

6 (3) the resident's passengers;

7 to unlimited admission for one (1) calendar year to the Indiana state
8 parks, recreation areas, reservoirs, forests, historic sites, museums,
9 memorials, and other department properties for which admission is
10 charged during the year for which the passport was issued.

11 (c) Except as provided in subsection (d), the fee for an annual
12 Golden Hoosier Passport issued under this section is fifty percent
13 (50%) of the fee that the department charges a resident who is not
14 described in subsection (a)(1), (a)(2), or (a)(3) for unlimited admission
15 for one (1) calendar year to the Indiana state parks, recreation areas,
16 reservoirs, forests, historic sites, museums, memorials, and other
17 department properties for which admission is charged.

18 (d) A fee may not be charged for an annual Golden Hoosier Passport
19 issued under this section to a resident described in subsection (a)(4).

20 SECTION 17. IC 9-18-18-6 IS REPEALED [EFFECTIVE JULY 1,
21 2009].

22 SECTION 18. [EFFECTIVE JULY 1, 2009] **(a) IC 9-18-18-7, as**
23 **amended by this act, applies to license plates issued or renewed**
24 **after December 31, 2009.**

25 **(b) This SECTION expires June 30, 2014.**

26 SECTION 19. **An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1449, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 9-14-5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 7. A placard issued under this chapter must be displayed on the dashboard of a motor vehicle that is parked in a parking space reserved for persons with physical disabilities under this chapter unless the motor vehicle bears a license plate for a person with a disability issued under IC 9-18-22, a disabled ~~Hoosier veteran's~~ **veteran** license plate issued under IC 9-18-18, or an equivalent parking permit issued under the laws of another state. If a placard is lost, stolen, damaged, or destroyed, the bureau shall provide a duplicate placard upon the application of the person who was issued the placard.

SECTION 2. IC 9-18-12-2.5, AS ADDED BY P.L.79-2006, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2.5. (a) ~~After December 31, 2007~~; A person who registers an antique motor vehicle under this chapter may:

- (1) furnish; and
- (2) display on the antique motor vehicle;

an Indiana license plate from the model year of the antique motor vehicle.

(b) A license plate furnished and displayed under this section must be an authentic license plate from the model year of the antique motor vehicle.

(c) Before a license plate is mounted on an antique motor vehicle under this section, the license plate must be inspected by the bureau to determine whether the license plate:

- (1) complies with this section;
- (2) is in suitable condition to be displayed; and
- (3) bears a unique plate number at the time of the registration of the antique motor vehicle.

The bureau **shall authorize the display of a restored or refurbished authentic license plate, but** may prohibit the display of an authentic license plate under this section if the authentic license plate is not in conformance with this subsection.

(d) If an Indiana license plate from the model year of the antique motor vehicle is displayed on a motor vehicle registered as an antique

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motor vehicle under this chapter, the current certificate of registration of the antique motor vehicle shall be:

- (1) kept at all times in the vehicle; and
- (2) made available for inspection upon the demand of a law enforcement officer.

Notwithstanding IC 9-18-2-21, this subsection is not satisfied by keeping a reproduction of the certificate of registration in the vehicle or making a reproduction of the certificate of registration available for inspection.

(e) The fee to register and display an authentic license plate from the model year of an antique motor vehicle is as provided in IC 9-29-5-32.5."

Page 2, line 5, after "disabled" insert "**Hoosier**".

Page 3, line 2, strike "or".

Page 3, between lines 4 and 5, begin a new line double block indented and insert:

**"(JJ) IC 9-18-53 (friends of animals trust license plates);
(KK) IC 9-18-54 (Gibault Children's Services Foundation
license plates); or
(LL) IC 9-18-55 (POW/MIA license plates);"**

Page 3, between lines 7 and 8, begin a new paragraph and insert:

"SECTION 4. IC 9-18-18-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. (a) A person may apply for, receive, and display a disabled **Hoosier** veteran license plate on the person's vehicle for private and personal use if the person, as the result of having served in the armed forces of the United States, has:

- (1) lost sight in both eyes or suffered permanent impairment of vision in both eyes to the extent of being eligible for service-connected compensation for the loss;
- (2) suffered the loss of one (1) or both feet or the permanent loss of use of one (1) or both feet;
- (3) suffered the loss of one (1) or both hands or the permanent loss of use of one (1) or both hands; or
- (4) ~~a physical condition that precludes the person from walking without pain or difficulty.~~ **disability rating of ten percent (10%) or more due to a disability that impairs the person's ability to walk.**

(b) An application for a disabled **Hoosier** veteran license plate must be accompanied by a certificate from the:

- (1) United States Department of Veterans Affairs; or
 - (2) appropriate branch of the armed forces of the United States;
- confirming the eligibility of the person submitting the application for

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the disabled **Hoosier** veteran license plate. **If the person is eligible under subsection (a)(4) and has a disability rating of at least ten percent (10%) but not more than forty percent (40%), the certificate submitted under this subsection must specifically indicate that the person's eligibility is due to a walking impairment.**

SECTION 5. IC 9-18-18-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2. (a) A person qualifying under section 1 of this chapter may not be charged the following:

- (1) A fee for parking in a metered space.
- (2) A penalty for parking in a metered space for longer than the time permitted.

(b) This section does not authorize parking of a motor vehicle in places where parking is not allowed at any time when the prohibition is posted and authorized by ordinances in cities and towns or by order of the Indiana department of transportation.

(c) A person other than the owner of the motor vehicle displaying a disabled **Hoosier** veteran license plate authorized by this chapter is not entitled to the parking privileges authorized by this section.

SECTION 6. IC 9-18-18-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. The bureau:

- (1) may design and issue disabled **Hoosier** veteran license plates to implement this chapter; and
- (2) shall administer this chapter relating to proper certification for a person applying for a disabled **Hoosier** veteran license plate.

SECTION 7. IC 9-18-18-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. Not more than two (2) disabled **Hoosier** veteran license plates may be issued to each eligible person.

SECTION 8. IC 9-18-18-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 5. The disabled **Hoosier** veteran license plates authorized under this chapter shall be issued by the bureau for any classification of vehicle required to be registered under Indiana law, but the license plate may not be used for commercial vehicles.

SECTION 9. IC 9-18-18-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 7. A ~~Class 1 disabled~~ **Hoosier veteran** license plate must be ~~blue and~~ gold in color **with blue lettering** and contain the following:

- (1) Identification numerals.
- (2) The words "~~Disabled Am Vet~~. **Hoosier Veteran**".

SECTION 10. IC 9-18-25-1, AS AMENDED BY P.L.30-2008,

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SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. This chapter does not apply to the following:

- (1) Antique motor vehicle license plates (IC 9-18-12).
- (2) Recovery vehicle license plates (IC 9-18-13).
- (3) Personalized license plates (IC 9-18-15).
- (4) Prisoner of war license plates (IC 9-18-17).
- (5) Disabled **Hoosier** veteran license plates (IC 9-18-18).
- (6) Purple Heart license plates (IC 9-18-19).
- (7) Indiana National Guard license plates (IC 9-18-20).
- (8) Person with a disability license plates (IC 9-18-22).
- (9) Amateur radio operator license plates (IC 9-18-23).
- (10) In God We Trust license plates (IC 9-18-24.5).
- (11) Pearl Harbor survivor license plates (IC 9-18-45.8).
- (12) Hoosier veteran license plates (IC 9-18-50).
- (13) Support our troops license plates (IC 9-18-51).
- (14) Abraham Lincoln bicentennial license plates (IC 9-18-52).".

Page 4, after line 25, begin a new paragraph and insert:

"SECTION 12. IC 9-18-53 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]:

Chapter 53. Friends of Animals Trust License Plates

Sec. 1. This chapter applies after December 31, 2009.

Sec. 2. The bureau shall design and issue a friends of animals trust license plate. The friends of animals trust license plate shall be designed and issued as a special group recognition license plate under IC 9-18-25.

Sec. 3. After December 31, 2009, a person who is eligible to register a vehicle under this title is eligible to receive a friends of animals trust license plate under this chapter upon doing the following:

- (1) Completing an application for a friends of animals trust license plate.
- (2) Paying the fees under section 4 of this chapter.

Sec. 4. (a) The fees for a friends of animals trust license plate are as follows:

- (1) The appropriate fee under IC 9-29-5-38(a).
- (2) An annual fee of twenty-five dollars (\$25).

(b) The annual fee described in subsection (a)(2) shall be collected by the bureau.

(c) The annual fee described in subsection (a)(2) shall be deposited in the friends of animals trust fund established by section 5 of this chapter.

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Sec. 5. (a) The friends of animals trust fund is established.

(b) The treasurer of state shall invest the money in the friends of animals trust fund not currently needed to meet the obligations of the friends of animals trust fund in the same manner as other public trust funds are invested. Interest that accrues from these investments shall be deposited in the friends of animals trust fund.

(c) The bureau shall administer the friends of animals trust fund. Expenses of administering the friends of animals trust fund shall be paid from money in the friends of animals trust fund.

(d) On June 30 of each year, the bureau shall distribute money in the fund attributable to the recipients of a friends of animals trust license plate to the Indiana Animal Health Foundation.

(e) Upon receipt of the funds from the friends of animals trust fund, the Indiana Animal Health Foundation shall use the funds to support only the following purposes:

- (1) Animal control programs.**
- (2) Humane societies.**
- (3) Pet overpopulation reduction through a variety of approaches, including:**
 - (A) subsidizing surgeries through veterinarians and clinics;**
 - (B) providing education programs for pet owners and potential pet owners; and**
 - (C) helping animal control entities and humane societies deal with pet overpopulation issues.**

(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 13. IC 9-18-54 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 54. Gibault Children's Services Foundation License Plates

Sec. 1. The bureau shall design and issue a Gibault Children's Services Foundation license plate. The Gibault Children's Services Foundation license plate shall be designed and issued as a special group recognition license plate under IC 9-18-25.

Sec. 2. After January 1, 2010, a person who is eligible to register a vehicle under this title is eligible to receive a Gibault Children's Services Foundation license plate under this chapter upon doing the following:

- (1) Completing an application for a Gibault Children's Services Foundation license plate.**
- (2) Paying the fees under section 3 of this chapter.**

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Sec. 3. (a) The fees for a Gibault Children's Services Foundation license plate are as follows:

(1) The appropriate fee under IC 9-29-5-38(a).

(2) An annual fee of twenty-five dollars (\$25).

(b) The annual fee described in subsection (a)(2) shall be collected by the bureau.

(c) The annual fee described in subsection (a)(2) shall be deposited in the Gibault Children's Services Foundation trust fund established by section 4 of this chapter.

Sec. 4. (a) The Gibault Children's Services Foundation trust fund (referred to as the "fund" in this section) is established.

(b) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public trust funds are invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund is continuously appropriated for the purposes of this section.

(c) The commissioner shall administer the fund. Expenses of administering the fund shall be paid from money in the fund.

(d) On June 30 of each year, the commissioner shall distribute the money from the fund to the Gibault Children's Services Foundation.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 14. IC 9-18-55 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]:

Chapter 55. POW/MIA License Plates

Sec. 1. This chapter applies after December 31, 2009.

Sec. 2. The bureau shall design and issue a POW/MIA license plate. The POW/MIA license plate shall be designed and issued as a special group recognition license plate under IC 9-18-25.

Sec. 3. After December 31, 2009, a person who is eligible to register a vehicle under this title is eligible to receive a POW/MIA license plate under this chapter upon doing the following:

(1) Completing an application for a POW/MIA license plate.

(2) Paying the fees under section 4 of this chapter.

Sec. 4. (a) The fees for a POW/MIA license plate are as follows:

(1) The appropriate fee under IC 9-29-5-38(a).

(2) An annual fee of twenty-five dollars (\$25).

(b) The annual fee described in subsection (a)(2) shall be collected by the bureau.

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(c) The annual fee described in subsection (a)(2) shall be deposited in the veteran's affairs trust fund established by IC 10-17-13-3(a).

SECTION 15. IC 10-17-13-3, AS ADDED BY P.L.144-2007, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. (a) The veterans' affairs trust fund is established to provide assistance to veterans and their families.

(b) The fund consists of the following:

- (1) Appropriations by the general assembly.
- (2) Donations, gifts, grants, and bequests to the fund.
- (3) Interest and dividends on assets of the funds.
- (4) Money transferred to the fund from other funds.
- (5) Money from any other source, **including fees collected from the POW/MIA license plate under IC 9-18-55-4(a)(2)**, deposited in the fund.

SECTION 16. IC 14-19-3-4, AS AMENDED BY P.L.1-2006, SECTION 211, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. (a) Upon application to the department, a resident of Indiana:

(1) who:

- (A) if born in 1933, 1934, 1935, 1936, or 1937, is at least sixty (60) years of age; or
- (B) if born before 1933 or after 1937, is at least sixty-five (65) years of age;

(2) who is eligible for Social Security disability payments under 42 U.S.C. 423;

(3) who is eligible for a disabled **Hoosier** veteran license plate under IC 9-18-18-1; or

(4) who is issued a prisoner of war license plate under IC 9-18-17-1;

may purchase or is eligible to receive an annual Golden Hoosier Passport.

(b) A Golden Hoosier Passport entitles:

- (1) the resident;
- (2) the resident's motor vehicle; and
- (3) the resident's passengers;

to unlimited admission for one (1) calendar year to the Indiana state parks, recreation areas, reservoirs, forests, historic sites, museums, memorials, and other department properties for which admission is charged during the year for which the passport was issued.

(c) Except as provided in subsection (d), the fee for an annual Golden Hoosier Passport issued under this section is fifty percent

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(50%) of the fee that the department charges a resident who is not described in subsection (a)(1), (a)(2), or (a)(3) for unlimited admission for one (1) calendar year to the Indiana state parks, recreation areas, reservoirs, forests, historic sites, museums, memorials, and other department properties for which admission is charged.

(d) A fee may not be charged for an annual Golden Hoosier Passport issued under this section to a resident described in subsection (a)(4).

SECTION 17. IC 9-18-18-6 IS REPEALED [EFFECTIVE JULY 1, 2009].

SECTION 18. [EFFECTIVE JULY 1, 2009] (a) **IC 9-18-18-7, as amended by this act, applies to license plates issued or renewed after December 31, 2009.**

(b) This SECTION expires June 30, 2014.

SECTION 19. **An emergency is declared for this act."**

Re-number all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1449 as introduced.)

AUSTIN, Chair

Committee Vote: yeas 10, nays 0.

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